

construction and improvement; and for the use of other State institutions and political subdivisions of the State; to provide for the sale of the Shaw Farm in Bowie county, for the retention of mineral rights therein and the conditions of such sale; to provide authority to the Prison Board for the purchase of live stock; to provide that guards employed shall be able to read and write the English language; to provide for an appropriation; to provide that this act shall be held cumulative of all laws on the subject, and that if any provision shall be held unconstitutional such determination shall not affect other provisions, and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 20, A bill to be entitled "An Act relating to the duties of the county board of trustees and the county superintendent of counties with an area of 977 square miles and a population of not less than 15,500 nor more than 15,600, according to the 1920 Federal census; authorizing the county board of trustees to rearrange and resubdivide all of the territory of their respective counties into convenient school districts; making provision for the transportation of children; authorizing the appointment of the county superintendent by the county board of trustees, and determining the salary to be paid; authorizing the county board of trustees to make an assessment from all independent districts for the salary and expenses in the administration of the office of the county superintendent, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 6, A bill to be entitled "An Act providing for State supervision of cotton weighing at cotton gins and other points of concentration

and distribution; providing for State cotton weigh supervisors; providing exceptions, penalties, fees to cover expense of administering the act; making appropriation of moneys to carry same into effect, and enacting all provisions and regulations incidental to the subject and purpose of this act, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

#### ELEVENTH DAY.

(Thursday, March 6, 1930.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Mr. Holder.

The roll was called and the following members were present:

Acker.	Hornaday.
Adkins.	Hubbard.
Albritton.	Johnson
Allred.	of Dallam.
Baker.	Johnson
Barnett.	of Dimmit.
Bateman.	Johnson of Smith.
Bond.	Johnson of Scurry.
Bounds.	Jones.
Bradley.	Justiss.
Brice.	Keeton.
Brooks.	Keller.
Carpenter.	Kemble.
Chastain.	Kennedy.
Coltrin.	Kincaid.
Conway.	King.
Cox of Lamar.	Land.
Cox of Limestone.	Lee.
Davis.	Lemens.
DeWolfe.	Long of Houston.
Dunlap.	Long of Wichita.
Enderby.	Loy.
Eickenroht.	Magee.
Farrar.	Mankin.
Finn.	Marks.
Finlay.	Mauritz.
Forbes.	Maynard.
Fuchs.	McCombs.
Gates.	McDonald.
Gilbert.	McGill.
Giles.	Mehl.
Graves	Metcalfe.
of Williamson.	Minor.
Graves of Erath.	Moore.
Hardy.	Morse.
Harding.	Murphy.
Harman.	Negley.
Harper.	Olsen.
Harrison.	Palmer.
Hines.	Patterson.
Hogg.	Pavlica.
Holder.	Petsch.
Hopkins.	Pool.

Pope of Jones.	Stephens.
Pope of Nueces.	Stevenson.
Purl.	Tarwater.
Quinn.	Terrell.
Ray.	Tillotson.
Reader.	Turner.
Renfro.	Van Zandt.
Richardson.	Waddell.
Riley.	Wallace.
Rogers.	Walters.
Sanders.	Warwick.
Savage.	Webb.
Shaver.	West.
Shelton.	Wiggs.
Sherrill.	Williams
Simmons.	of Sabine.
Sinks.	Williams
Snelgrove.	of Travis.
Speck.	Young.

## Absent.

Mr. Speaker.	Montgomery.
Ackerman.	Mosely.
Baldwin.	Mullally.
Beck.	Nicholson.
Duvall.	O'Neill.
Kenyon.	Prendergast.
Martin.	Westbrook.

## Absent—Excused.

Anderson.	Reid.
Avis.	Rountree.
Heaton.	Storey.
Hefley.	Thompson.
Jenkins.	Veatch.
Kayton.	Williams
Kinnear.	of Hardin.
McKean.	Woodruff.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

## COMMUNICATION FROM HON. W. S. BARRON.

The Speaker laid before the House and had read the following communication:

Hall of the House of Representatives,  
Austin, Texas, March 6, 1930.

Mrs. Louise Snow Phinney, Chief Clerk,  
House of Representatives, Austin,  
Texas.

Dear Mrs. Phinney: Consider this communication a written order to you by which I name Hon. Ray Holder, of Dallas, Speaker Pro Tem., to preside during my absence, and I authorize him to call the House to order.

Very truly yours,

W. S. BARRON,

Speaker of the House of Representatives.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Kenyon for today and the balance of the week, on motion of Mrs. Moore.

Mr. Woodruff for today and the balance of the week, on motion of Mr. DeWolfe.

Mr. Storey for today, on motion of Mr. Brooks.

Mr. Rountree for yesterday and today, on motion of Mr. Metcalfe.

Mr. Kayton for today and tomorrow, on motion of Mr. Hardy.

Mr. Jenkins for this afternoon, on motion of Mr. Sherrill.

The following members were granted leaves of absence on account of illness:

Mr. Avis and Mr. Veatch for today, on motion of Mr. Brice.

Mr. Heaton for today, on motion of Mr. Johnson of Scurry.

Mr. Hefley for today, on motion of Mr. Justiss.

Mr. Duvall for today and the balance of the week, on motion of Mr. Patterson.

## HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Jones:

H. B. No. 97, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild buck deer, wild doe deer, or wild fawn deer within the limits of the county of Live Oak, State of Texas, for a period of five years from and after the passage of this act, providing a penalty therefor, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Wallace, Mr. Sanders, Mr. Johnson of Dimmit and Mr. Hubbard:

H. B. No. 98, A bill to be entitled "An Act amending Section 3 of Chapter 40 of the General Laws of the Second Called Session of the Forty-first Legislature relating to the purchase for the State of Texas of property around the Alamo in San Antonio; prescribing what lands shall be purchased in the block surrounding the Alamo; fixing the maximum amount that may be expended in the purchase of said property and authorizing the purchase of

same on deferred payments, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hines, Mr. Hubbard and Mr. Harper:

H. B. No. 99, A bill to be entitled "An Act to regulate the method of taking or catching fish in the public fresh waters in Cass, Bowie, Morris and Titus counties, State of Texas; providing penalties for violation; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Riley:

H. B. No. 100, A bill to be entitled "An Act amending House bill No. 87, Fourth Called Session, Forty-first Legislature, so as to include Marion county; providing size limits for bass and crappie caught in these counties; providing a possession limit for bass and crappie in these counties; providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Stevenson:

H. B. No. 101, A bill to be entitled "An Act to amend Chapter 274 of the Acts of the Regular Session of the Forty-first Legislature of the State of Texas, so as to include under the provisions of said chapter State-wide mutual life insurance associations and/or corporations doing business in the State of Texas on March 5, 1930, bringing all such State-wide mutual life insurance associations and/or corporations under the supervision of the Board of Insurance Commissioners of the State of Texas, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Jones:

H. B. No. 102, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild buck deer, or wild doe deer, or wild fawn deer within the limits of the counties of Atascosa, Frio, McMullen and LaSalle, State of Texas, for a period of five years from and after the passage of this act, providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Metcalfe, Senate bill No. 33 was ordered not printed.

#### BILL ORDERED PRINTED.

On motion of Mr. Gilbert, House bill No. 36, reported adversely with a minority favorable report, was ordered printed.

#### BILL ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. McCombs, House bill No. 73 was ordered printed in mimeograph form and not otherwise printed.

#### SPECIAL ORDER SET.

On motion of Mr. Metcalfe, House bill No. 70 was set as a special order for 11 o'clock a. m. tomorrow.

#### AMENDMENTS TO THE HOUSE RULES ADOPTED.

The Speaker laid before the House, for consideration at this time, the proposed amendment to the House rules heretofore offered by Mr. West and Mr. Johnson of Dimmit proposing an amendment to Rule IV, Section II, prescribing certain duties in reference to bills.

The amendment having been favorably reported by the Committee on Rules.

Question recurring on the amendment, it was adopted.

The Speaker then laid before the House, for consideration at this time, the proposed amendment to the House rules heretofore offered by Mr. Morse relative to vacancies on standing committees.

The amendment having been favorably reported by the Committee on Rules.

Question recurring on the amendment, it was adopted.

#### SENATE BILL NO. 17 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 17, A bill to be entitled "An Act creating an additional district court for Harris county; defining its jurisdiction; adjusting the business of the existing district courts to

the business thereof; prescribing the duties of the district clerk with respect thereto, and declaring an emergency."

The bill was read second time.

Mr. Morse offered the following amendment to the bill:

Amend Senate bill No. 17 by striking out the words "one hundred and fourteenth" wherever they appear in the bill and substituting the words "one hundred and thirteenth" in lieu thereof.

The amendment was adopted.

Senate bill No. 17 was then passed to third reading.

#### MOTION TO TAKE UP SENATE BILL NO. 17.

Mr. Morse moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 17 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—75.

Allred.	Marks.
Bounds.	Maynard.
Bradley.	McCombs.
Brooks.	McGill.
Carpenter.	Mehl.
Chastain.	Metcalfe.
Conway.	Minor.
DeWolfe.	Moore.
Dunlap.	Morse.
Enderby.	Murphy.
Farrar.	Negley.
Finn.	Olsen.
Forbes.	Palmer.
Fuchs.	Patterson.
Giles.	Petsch.
Hardy.	Pool.
Harding.	Pope of Jones.
Harman.	Pope of Nueces.
Harrison.	Purl.
Hines.	Quinn.
Hogg.	Reader.
Holder.	Riley.
Hubbard.	Savage.
Johnson	Shelton.
of Dallam.	Simmons.
Johnson	Sinks.
of Dimmit.	Speck.
Johnson of Smith.	Tarwater.
Johnson of Scurry.	Terrell.
Justiss.	Tillotson.
Keller.	Turner.
Kincaid.	Van Zandt.
Land.	Waddell.
Lemens.	Wallace.
Long of Houston.	Walters.
Long of Wichita.	Warwick.
Loy.	Williams
Mankin.	of Sabine.

Williams  
of Travis.

Young.

Nays—23.

Albritton.	Magee.
Baker.	McDonald.
Bateman.	Pavlica.
Coltrin.	Ray.
Cox of Lamar.	Renfro.
Davis.	Richardson.
Eickenroht.	Rogers.
Finlay.	Snelgrove.
Gilbert.	Stephens.
Graves of Erath.	West.
Harper.	Wiggs.
Kennedy.	

Present—Not Voting.

Brice.	Jones.
Cox of Limestone.	Webb.

Absent.

Acker.	King.
Ackerman.	Lee.
Adkins.	Martin.
Baldwin.	Mauritz.
Barnett.	Montgomery.
Beck.	Mosely.
Bond.	Mullally.
Duvall.	Nicholson.
Gates.	O'Neill.
Graves	Prendergast.
of Williamson.	Sanders.
Hopkins.	Shaver.
Hornaday.	Sherrill.
Keeton.	Stevenson.
Kemble.	Westbrook.
Kenyon.	

Absent—Excused.

Anderson.	Reid.
Avis.	Rountree.
Heaton.	Storey.
Hefley.	Thompson.
Jenkins.	Veatch.
Kayton.	Williams
Kinnear.	of Hardin.
McKean.	Woodruff.

#### SENATE BILL NO. 20 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 20, A bill to be entitled "An Act to amend Chapter 65, House bill No. 104, passed at the First Called Session of the Forty-first Legislature, as amended by Chapter 62, Senate bill No. 116, passed at the Second Called Session of the Forty-first Legislature, relating to regulating the avocation and art of barbering; prescribing such sani-

tary rules and regulations in order to insure the proper sanitary conditions, and to prevent the spreading of diseases; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Farrar offered the following amendment to the bill:

Amend Senate bill No. 20 as follows: Strike out all of said bill below the enacting clause and insert in lieu thereof the following:

"Section 1. That Chapter 65, House bill No. 104, passed at the First Called Session of the Forty-first Legislature, as amended by Chapter 62, Senate bill No. 116, passed at the Second Called Session of the Forty-first Legislature, relating to and regulating the practice, vocation and art of barbering in Texas, is hereby repealed.

"Sec. 2. Nothing in this act shall in any manner affect or repeal any other law, rule or regulation of the Board of Health, or other State agency or department relating to sanitation.

"Sec. 3. Upon the taking effect of this act, the State Barber Board, or any other State agency acting under authority of the acts hereby repealed and having in possession any property, money or other thing of value belonging to the State of Texas, or which has been purchased by or come into their possession by reason of their said office or agency, shall be turned over to the State Board of Control, and shall file a verified report with said Board of Control concerning same."

Signed—Farrar, Sinks, Wiggs, Sherrill, Barnett, McGill, DeWolfe.

Mr. Johnson of Dimmit raised a point of order on further consideration of the amendment, on the ground that it violates certain provisions of the Constitution by changing the purpose of the bill.

Mr. Van Zandt moved the previous question on the point of order, and the main question was ordered.

The Speaker declined to rule on the point of order, stating that he would submit the matter to the House for its decision.

The House sustained the point of order by the following vote:

Yeas—55.

Allred.	Dunlap.
Bradley.	Eickenroht.
Carpenter.	Finn.
Chastain.	Finlay.
Cox of Limestone.	Forbes.
Davis.	Gates.

Gilbert.	Metcalf.
Giles.	Minor.
Graves	Morse.
of Williamson.	Negley.
Hardy.	Olsen.
Harding.	Palmer.
Hogg.	Patterson.
Holder.	Pool.
Hornaday.	Pope of Jones.
Jenkins.	Purl.
Johnson	Quinn.
of Dimmit.	Ray.
Johnson of Scurry.	Reader.
Keller.	Richardson.
Kemble.	Riley.
King.	Shaver.
Land.	Shelton.
Long of Houston.	Speck.
Loy.	Terrell.
McCombs.	Van Zandt.
McDonald.	Warwick.
McGill.	Williams
Mehl.	of Travis.

Nays—45.

Albritton.	Kincaid.
Baker.	Lee.
Barnett.	Mankin.
Bateman.	Marks.
Bond.	Mauritz.
Brice.	Maynard.
Brooks.	Murphy.
Coltrin.	Pavlica.
Conway.	Petsch.
Cox of Lamar.	Renfro.
DeWolfe.	Savage.
Enderby.	Sherrill.
Farrar.	Sinks.
Fuchs.	Snelgrove.
Graves of Erath.	Stephens.
Harman.	Stevenson.
Harper.	Turner.
Hopkins.	Waddell.
Hubbard.	Walters.
Johnson of Smith.	West.
Jones.	Wiggs.
Justiss.	Williams
Kennedy.	of Sabine.

Present—Not Voting.

Webb.

Absent.

Mr. Speaker.	Kenyon.
Acker.	Lemens.
Ackerman.	Long of Wichita.
Adkins.	Magee.
Baldwin.	Martin.
Beck.	Montgomery.
Bounds.	Moore.
Duvall.	Mosely.
Harrison.	Mullally.
Hines.	Nicholson.
Johnson	O'Neill.
of Dallam.	Pope of Nueces.
Keeton.	Prendergast.

Rogers.  
Sanders.  
Simmons.  
Tarwater.

Tillotson.  
Wallace.  
Westbrook.  
Young.

Absent—Excused.

Anderson.  
Avis.  
Heaton.  
Hefley.  
Kayton.  
Kinnear.  
McKean.  
Reid.

Rountree.  
Storey.  
Thompson.  
Veatch.  
Williams  
of Hardin.  
Woodruff.

Mr. Reader moved to reconsider the vote by which the House sustained the point of order, and to table the motion to reconsider.

The motion to table prevailed.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

H. B. No. 10, A bill to be entitled "An Act to provide for the reorganizing, reforming and rehabilitating the Texas prison system and to improve the same into a modern penal institution; to provide for the establishment of industries in connection with the prison system, etc., and declaring an emergency," with amendment as substituted.

H. C. R. No. 5, Inviting the Hon. Henry Ford to consider certain educational institutions in Texas worthy of support under his proposed educational program.

Respectfully,  
MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### RECESS.

On motion of Mr. Harding, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by Mr. Holder.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Hines, House bill No. 99 was ordered not printed.

On motion of Mr. Finlay, House bills

Nos. 97, 94 and 100 were ordered not printed.

#### SENATE BILL NO. 20 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 20, relating to regulating barbering, on its passage to third reading, the bill having heretofore been read second time.

Mr. Brooks offered the following amendment to the bill:

Amend Senate bill No. 20, where exceptions are made, as in House bill No. 59, at end of Section 3, by adding thereto:

"(d) Any person who is able to read and write the English language and holds a certificate from a reputable physician that he is free from all infectious or contagious diseases, said certificate to be issued semi-annually."

Mr. Morse moved the previous question on the pending amendment and the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The main question was ordered by the following vote:

Yeas—70.

Acker.  
Adkins.  
Allred.  
Baker.  
Bond.  
Carpenter.  
Chastain.  
Conway.  
Davis.  
Dunlap.  
Enderby.  
Eickenroht.  
Finn.  
Finlay.  
Gates.  
Gilbert.  
Giles.  
Hardy.  
Harding.  
Harman.  
Harper.  
Hines.  
Holder.  
Hornaday.  
Johnson  
of Dallam.  
Johnson  
of Dimmit.  
Johnson of Smith.  
Johnson of Scurry.  
Jones.

Keller.  
King.  
Land.  
Lee.  
Long of Houston.  
Long of Wichita.  
Loy.  
Mauritz.  
Maynard.  
McCombs.  
McGill.  
Mehl.  
Moore.  
Morse.  
Murphy.  
Negley.  
Palmer.  
Patterson.  
Petsch.  
Pool.  
Pope of Jones.  
Quinn.  
Reader.  
Richardson.  
Riley.  
Rogers.  
Shaver.  
Sherrill.  
Simmons.  
Sinks.  
Snelgrove.

Speck.  
Tarwater.  
Van Zandt.  
Waddell.  
Walters.  
Warwick.

Webb.  
Williams  
of Sabine.  
Williams  
of Travis.  
Young.

Nays—30.

Albritton.  
Barnett.  
Bateman.  
Bounds.  
Brice.  
Brooks.  
Cox of Lamar.  
DeWolfe.  
Farrar.  
Forbes.  
Fuchs.  
Graves of Erath.  
Hopkins.  
Justiss.  
Kennedy.

Kincaid.  
Magee.  
Mankin.  
Marks.  
Ray.  
Renfro.  
Savage.  
Shelton.  
Stephens.  
Stevenson.  
Tillotson.  
Turner.  
Wallace.  
West.  
Wiggs.

Present—Not Voting.

Nicholson.

Absent.

Mr. Speaker.  
Ackerman.  
Avis.  
Baldwin.  
Beck.  
Bradley.  
Coltrin.  
Cox of Limestone.  
Duvall.  
Graves  
of Williamson.  
Harrison.  
Hogg.  
Hubbard.  
Jenkins.  
Keeton.  
Kemble.  
Kenyon.

Lemens.  
Martin.  
McDonald.  
Metcalf.  
Minor.  
Montgomery.  
Mosely.  
Mullally.  
Olsen.  
O'Neill.  
Pavlica.  
Pope of Nueces.  
Prendergast.  
Purl.  
Sanders.  
Terrell.  
Westbrook.

Absent—Excused.

Anderson.  
Heaton.  
Hefley.  
Kayton.  
Kinnear.  
McKean.  
Reid.

Rountree.  
Storey.  
Thompson.  
Veatch.  
Williams  
of Hardin.  
Woodruff.

Question first recurring on the amendment by Mr. Brooks, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—42.

Adkins.  
Baker.

Barnett.  
Brice.

Brooks.  
Coltrin.  
Conway.  
Cox of Lamar.  
DeWolfe.  
Eickenroht.  
Farrar.  
Fuchs.  
Graves of Erath.  
Harman.  
Harper.  
Harrison.  
Hubbard.  
Johnson of Smith.  
Kennedy.  
Kincaid.  
Lemens.  
Magee.  
Mankin.  
Maynard.

McDonald.  
McGill.  
Moore.  
Murphy.  
Pavlica.  
Renfro.  
Richardson.  
Rogers.  
Sherrill.  
Simmons.  
Sinks.  
Snelgrove.  
Stephens.  
Stevenson.  
Tarwater.  
Turner.  
West.  
Wiggs.  
Williams  
of Sabine.

Nays—65.

Acker.  
Allred.  
Bateman.  
Bounds.  
Carpenter.  
Chastain.  
Cox of Limestone.  
Davis.  
Dunlap.  
Enderby.  
Finn.  
Forbes.  
Gates.  
Gilbert.  
Giles.  
Hardy.  
Harding.  
Hines.  
Holder.  
Hopkins.  
Hornaday.  
Johnson  
of Dallam.  
Johnson  
of Dimmit.  
Johnson of Scurry.  
Justiss.  
Keller.  
Kemble.  
King.  
Land.  
Long of Houston.  
Long of Wichita.  
Loy.

Marks.  
McCombs.  
Mehl.  
Metcalf.  
Minor.  
Morse.  
Negley.  
Olsen.  
Palmer.  
Patterson.  
Petsch.  
Pool.  
Pope of Jones.  
Pope of Nueces.  
Purl.  
Quinn.  
Ray.  
Reader.  
Riley.  
Savage.  
Shaver.  
Shelton.  
Speck.  
Terrell.  
Tillotson.  
Van Zandt.  
Waddell.  
Wallace.  
Walters.  
Warwick.  
Webb.  
Williams  
of Travis.  
Young.

Present—Not Voting.

Albritton.

Mauritz.

Absent.

Mr. Speaker.  
Ackerman.  
Avis.  
Baldwin.

Beck.  
Bond.  
Bradley.  
Duvall.

Finlay.	Martin.
Graves	Montgomery.
of Williamson.	Mosely.
Hogg.	Mullally.
Jenkins.	Nicholson.
Jones.	O'Neill.
Keeton.	Prendergast.
Kenyon.	Sanders.
Lee.	Westbrook.

Absent—Excused.

Anderson.	Rountree.
Heaton.	Storey.
Hefley.	Thompson.
Kayton.	Veatch.
Kinnear.	Williams
McKean.	of Hardin.
Reid.	Woodruff.

Question then recurring on the passage of the bill to third reading, yeas and nays were demanded.

Senate bill No. 20 was then passed to third reading by the following vote:

Yeas—70.

Acker.	McCombs.
Allred.	McDonald.
Bounds.	McGill.
Bradley.	Mehl.
Carpenter.	Metcalfe.
Chastain.	Minor.
Cox of Limestone.	Moore.
Davis.	Morse.
Dunlap.	Murphy.
Finn.	Negley.
Finlay.	Olsen.
Forbes.	Palmer.
Gates.	Patterson.
Gilbert.	Petsch.
Giles.	Pool.
Hardy.	Pope of Jones.
Harding.	Pope of Nueces.
Harman.	Purl.
Harrison.	Quinn.
Hines.	Reader.
Holder.	Richardson.
Hopkins.	Riley.
Hornaday.	Rogers.
Johnson	Savage.
of Dallam.	Shaver.
Johnson	Shelton.
of Dimmit.	Simmons.
Johnson of Scurry.	Speck.
Jones.	Terrell.
Justiss.	Tillotson.
Keller.	Van Zandt.
Kemble.	Wallace.
King.	Walters.
Land.	Warwick.
Long of Houston.	Webb.
Long of Wichita.	Williams
Loy.	of Travis.
Marks.	Young.

Nays—37.

Adkins.	Kincaid.
Baker.	Lee.
Barnett.	Lemens.
Brice.	Magee.
Brooks.	Mankin.
Coltrin.	Maynard.
Conway.	Pavlica.
Cox of Lamar.	Renfro.
DeWolfe.	Sherrill.
Enderby.	Sinks.
Eickenroht.	Snelgrove.
Farrar.	Stephens.
Fuchs.	Stevenson.
Graves of Erath.	Tarwater.
Harper.	Turner.
Hubbard.	West.
Jenkins.	Wiggs.
Johnson of Smith.	Williams
Kennedy.	of Sabine.

Present—Not Voting.

Albritton.	Mauritz.
Bateman.	Ray.

Absent.

Mr. Speaker.	Kenyon.
Ackerman.	Martin.
Avis.	Montgomery.
Baldwin.	Mosely.
Beck.	Mullally.
Bond.	Nicholson.
Duvall.	O'Neill.
Graves	Prendergast.
of Williamson.	Sanders.
Hogg.	Waddell.
Keeton.	Westbrook.

Absent—Excused.

Anderson.	Rountree.
Heaton.	Storey.
Hefley.	Thompson.
Kayton.	Veatch.
Kinnear.	Williams
McKean.	of Hardin.
Reid.	Woodruff.

Mr. Keller moved to reconsider the vote by which the bill was passed to third reading, and to table the motion to reconsider.

The motion to table prevailed.

PAGES EXCUSED.

On motion of Mr. Justiss, the pages were excused at this time to attend the baseball game between the Texas University and the New York Giants.

RELATING TO SENATE BILL NO. 17.

Mr. Gilbert moved to reconsider the vote by which the House refused to suspend the constitutional rule for the pur-



pose of taking up and placing Senate bill No. 17 before the House on its third reading and final passage.

Mr. Barnett raised a point of order on further consideration of the motion, on the ground that under the Rules of the House it is not in order to reconsider a motion to suspend the constitutional rule.

The Speaker sustained the point of order.

#### INVITATION TO MEMBERS TO ATTEND BALL GAME.

The Speaker laid before the House and had read the following invitation:

The University of Texas,  
Athletic Council.

Austin, Texas, March 4, 1930.

Mr. W. S. Barron, Speaker of the House, Capitol, Austin, Texas.

Dear Mr. Barron: It is with great pleasure that I take this opportunity to extend an invitation to the members of the House to attend the baseball game on Thursday afternoon at 3:30, between the New York Giants and the University of Texas as the guests of the University.

Very sincerely yours,  
H. J. ETTLINGER,  
Director.

Mr. Barnett moved that the House adjourn until 10 o'clock a. m. tomorrow. Yeas and nays were demanded, and the motion to adjourn was lost by the following vote:

#### Yeas—36.

Adkins.	Justiss.
Allred.	Kincaid.
Barnett.	Loy.
Bateman.	Maynard.
Brice.	McCombs.
Brooks.	Olsen.
Cox of Limestone.	Pavlica.
DeWolfe.	Richardson.
Eickenroht.	Riley.
Finn.	Shelton.
Gates.	Sherrill.
Gilbert.	Sinks.
Graves of Erath.	Snelgrove.
Hardy.	Stephens.
Harding.	Terrell.
Harman.	Turner.
Hopkins.	Waddell.
Johnson of Dallam.	Warwick.

#### Nays—65.

Acker.	Albritton.
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Baker.	Marks.
Bond.	Mauritz.
Bounds.	McDonald.
Carpenter.	McGill.
Chastain.	Moore.
Coltrin.	Morse.
Conway.	Murphy.
Cox of Lamar.	Negley.
Davis.	Palmer.
Dunlap.	Petsch.
Enderby.	Pool.
Farrar.	Pope of Jones.
Finlay.	Pope of Nueces.
Forbes.	Purl.
Fuchs.	Quinn.
Giles.	Ray.
Harper.	Reader.
Harrison.	Renfro.
Hines.	Rogers.
Holder.	Sanders.
Hubbard.	Savage.
Jenkins.	Shaver.
Johnson of Dimmit.	Simmons.
Johnson of Smith.	Speck.
Jones.	Tillotson.
Keeton.	Wallace.
Keller.	Walters.
Kennedy.	Webb.
King.	West.
Land.	Williams of Sabine.
Lee.	Williams of Travis.
Long of Houston.	Young.
Magee.	
Mankin.	

Present—Not Voting.

Wiggs.

#### Absent.

Mr. Speaker.	Martin.
Ackerman.	Mehl.
Avis.	Metcalf.
Baldwin.	Minor.
Beck.	Montgomery.
Bradley.	Mosely.
Duvall.	Mullally.
Graves of Williamson.	Nicholson.
Hogg.	O'Neill.
Hornaday.	Patterson.
Johnson of Scurry.	Prendergast.
Kemble.	Stevenson.
Kenyon.	Tarwater.
Lemens.	Van Zandt.
Long of Wichita.	Westbrook.

#### Absent—Excused.

Anderson.	Rountree.
Heaton.	Storey.
Hefley.	Thompson.
Kayton.	Veatch.
Kinnear.	Williams of Hardin.
McKean.	Woodruff.
Reid.	

SENATE BILL NO. 33 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 33, A bill to be entitled "An Act providing for and authorizing for exchange between the State of Texas and the Concho, San Saba & Llano Valley Railroad Company of certain lands belonging to them, respectively, situated in Tom Green county, Texas, and the execution of deeds of conveyance effecting such exchange placing the land to be so acquired by and conveyed to the State in and under the possession, control and management of the State Board of Control and constituting same a part of the grounds of said State Tuberculosis Sanatorium, and declaring an emergency."

The bill was read second time and was passed to third reading.

## CALLS OF THE HOUSE.

Mr. Petsch moved a call of the House for the purpose of maintaining a quorum until 4 o'clock p. m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. DeWolfe moved that the House adjourn until 10 o'clock a. m. tomorrow.

Question recurring on the motion by Mr. DeWolfe, yeas and nays were demanded.

The motion was lost by the following vote:

## Yeas—17.

DeWolfe.	Land.
Eickenroht.	Mankin.
Finn.	Mauritz.
Gates.	Palmer.
Graves of Erath.	Snelgrove.
Hardy.	Terrell.
Harding.	Tillotson.
Harman.	Warwick.
Justiss.	

## Nays—73.

Acker.	Coltrin.
Albritton.	Conway.
Baker.	Cox of Lamar.
Bond.	Davis.
Bounds.	Dunlap.
Brice.	Enderby.
Carpenter.	Farrar.

Finlay.	Olsen.
Forbes.	Patterson.
Fuchs.	Petsch.
Gilbert.	Pool.
Giles.	Pope of Jones.
Harper.	Pope of Nueces.
Hines.	Purl.
Hopkins.	Quinn.
Hubbard.	Ray.
Jenkins.	Reader.
Johnson	Renfro.
of Dimmit.	Riley.
Johnson of Smith.	Rogers.
Jones.	Savage.
Keeton.	Shaver.
Keller.	Sherrill.
Kemble.	Simmons.
Kennedy.	Sinks.
Kincaid.	Speck.
King.	Tarwater.
Lee.	Turner.
Long of Houston.	Van Zandt.
Magee.	Waddell.
Marks.	Wallace.
McCombs.	Walters.
McDonald.	West.
McGill.	Williams
Mehl.	of Sabine.
Metcalfe.	Williams
Moore.	of Travis.
Morse.	Young.
Murphy.	

## Present—Not Voting.

Webb.

Wiggs.

## Absent.

Mr. Speaker.	Johnson of Scurry.
Ackerman.	Kenyon.
Adkins.	Lemens.
Allred.	Long of Wichita.
Avis.	Loy.
Baldwin.	Martin.
Barnett.	Maynard.
Bateman.	Minor.
Beck.	Montgomery.
Bradley.	Mosely.
Brooks.	Mullally.
Chastain.	Negley.
Cox of Limestone.	Nicholson.
Duvall.	O'Neill.
Graves	Pavlica.
of Williamson.	Prendergast.
Harrison.	Richardson.
Hogg.	Sanders.
Holder.	Shelton.
Hornaday.	Stephens.
Johnson	Stevenson.
of Dallam.	Westbrook.

## Absent—Excused.

Anderson.	Kinnear.
Heaton.	McKean.
Hefley.	Reid.
Kayton.	Rountree.

Storey.  
Thompson.  
Veatch.

Williams  
of Hardin.  
Woodruff.

Mr. Petsch moved a call of the House for the purpose of securing a quorum, and the call was duly seconded.

Question recurring on the motion for the call, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—73.

Acker.  
Albritton.  
Baker.  
Bond.  
Bounds.  
Brice.  
Carpenter.  
Coltrin.  
Conway.  
Cox of Lamar.  
Davis.  
Enderby.  
Farrar.  
Finlay.  
Forbes.  
Fuchs.  
Gates.  
Gilbert.  
Giles.  
Hardy.  
Harper.  
Harrison.  
Hines.  
Holder.  
Hopkins.  
Jenkins.  
Johnson  
of Dimmit.  
Johnson of Smith.  
Jones.  
Justiss.  
Keeton.  
Kennedy.  
Kincaid.  
Land.  
Lee.  
Magee.  
Marks.

Mauritz.  
McCombs.  
McDonald.  
McGill.  
Mehl.  
Moore.  
Morse.  
Murphy.  
Olsen.  
Petsch.  
Pope of Jones.  
Purl.  
Quinn.  
Ray.  
Reader.  
Renfro.  
Rogers.  
Savage.  
Shaver.  
Sherrill.  
Simmons.  
Sinks.  
Snelgrove.  
Speck.  
Tarwater.  
Tillotson.  
Turner.  
Van Zandt.  
Waddell.  
Wallace.  
Walters.  
Warwick.  
West.  
Williams  
of Sabine.  
Williams  
of Travis.  
Young.

Nays—14.

DeWolfe.  
Eickenroht.  
Finn.  
Graves of Erath.  
Harman.  
Kemble.  
Long of Houston.

Mankin.  
Palmer.  
Patterson.  
Riley.  
Terrell.  
Webb.  
Wiggs.

Absent.

Mr. Speaker.  
Ackerman.  
Adkins.  
Allred.

Avis.  
Baldwin.  
Barnett.  
Bateman.

Beck.  
Bradley.  
Brooks.  
Chastain.  
Cox of Limestone.  
Dunlap.  
Duvall.  
Graves  
of Williamson.  
Harding.  
Hogg.  
Hornaday.  
Hubbard.  
Johnson  
of Dallam.  
Johnson of Scurry.  
Keller.  
Kenyon.  
King.  
Lemens.  
Long of Wichita.

Loy.  
Martin.  
Maynard.  
Metcalf.  
Minor.  
Montgomery.  
Mosely.  
Mullally.  
Negley.  
Nicholson.  
O'Neill.  
Pavlica.  
Pool.  
Pope of Nueces.  
Prendergast.  
Richardson.  
Sanders.  
Shelton.  
Stephens.  
Stevenson.  
Westbrook.

Absent—Excused.

Anderson.  
Heaton.  
Hefley.  
Kayton.  
Kinnear.  
McKean.  
Reid.

Rountree.  
Storey.  
Thompson.  
Veatch.  
Williams  
of Hardin.  
Woodruff.

Mr. Purl moved to reconsider the vote by which the call of the House was ordered, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Pope of Nueces, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

ADJOURNMENT.

Mr. Tillotson moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Farrar moved that the House adjourn until 9 o'clock a. m. tomorrow.

Question first recurring on the motion by Mr. Farrar, it was lost.

Question then recurring on the motion by Mr. Tillotson that the House adjourn until 10 o'clock a. m. tomorrow, it prevailed, and the House accordingly, at 4 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

## APPENDIX.

### STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Game and Fisheries: House bills Nos. 91, 94 and 97.

Highways and Motor Traffic: House bill No. 79.

Judicial Districts: Senate bill No. 11; House bills Nos. 73 and 88.

Public Lands and Buildings: Senate bill No. 33.

State Affairs: House bill No. 98.

Highways and Motor Traffic: House bills Nos. 83 and 91.

The following committee filed an adverse report as follows:

Revenue and Taxation: House bill No. 36.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 75, A bill to be entitled "An Act to amend Chapter 5, Title 115, of the Revised Statutes of 1925, by adding thereto Section 6662a, providing that all ordinances of cities, towns or villages levying assessments against property for the paving, straightening, widening, opening, extending, grading, raising, lowering or improving streets, or levying assessments for public improvements of any kind or character, be filed for record in the office of the county clerk of the county in which any such city, town or village is located before constituting liens against any such real property as against purchasers or mortgagees for valuable considerations, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act providing for and authorizing for exchange between the State of Texas and the Concho, San Saba & Llano Valley Railroad Company of certain lands belonging to them, respectively, situated in Tom Green county, Texas, and the execution of deeds of conveyance affecting such exchange placing the land to be so acquired by and conveyed to the State in and under the possession, control and management of the State Board of Control and consti-

tuting same a part of the grounds of said State Tuberculosis Sanatorium, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 57, A bill to be entitled "An Act to amend Article 2781, Revised Statutes, 1925, relating to term of contract of superintendents, principals, teachers or other executive officers in independent school districts, repealing all laws in conflict and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 29, A bill to be entitled "An Act authorizing the sale of certain lands owned by the State of Texas located near El Paso, and known as the abandoned site of the State School of Mines and Metallurgy; providing regulations in reference thereto; authorizing the use of the proceeds of said sale for a recreation hall and/or auditorium for said School of Mines and Metallurgy; repealing Chapter 153 of the General Laws of the Regular Session of the Thirty-ninth Legislature, and all provisions of law in conflict herewith, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 6, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 42, A bill to be entitled "An Act granting certain rights of eminent domain to water improvement districts; authorizing such districts to acquire by condemnation lands, easements and other property and the fee simple

title, easement or right of way in, over or through any and all lands for any of its necessary and authorized purposes, except lands used for cemetery purposes and lands used for supplying water under the laws of this State; defining certain purposes for which property may be condemned by such districts, including the condemnation of materials to be used for any lawful purposes of water improvement districts; providing for the institution of condemnation proceedings, the procedure relative thereto, and the assessing and payment of damages for property taken; providing for the determination of disputes or adverse or conflicting claims concerning title to property sought to be condemned, and the damages thereto; providing that no delay in such determination, nor any appeal, shall cause a suspension of work; providing that the omission of any person owning an interest in property from such proceedings, or a failure of such person to receive notice thereof, shall not affect such proceedings as to any person not omitted who has received such notice; providing a method of condemnation when any such district is sued for property occupied by it or for damages thereto; and providing that this act is cumulative of other laws upon the same subject, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1930.  
Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 32, A bill to be entitled "An Act to amend House bill No. 6, Chapter 88, page 172, Acts of the Forty-first Legislature, Second Called Session, by adding under Section 1, subsection O, defining 'farm trailer'; by adding subsection P, defining 'farm semi-trailer'; by adding subsection Q, defining the phrase 'operated or moved temporarily upon the highways,' and by including under Section 2 certain 'farm trailers' and 'farm semi-trailers' with other vehicles exempted from license and registration fees; repealing House bill No. 55, Fourth Called Session, Forty-first Legislature, and creating an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 38, A bill to be entitled "An Act to add to the Revised Civil Statutes of Texas for 1925 a new article to be known as Article 7047a, to provide for an occupation tax on the business or occupation of owning, operating, managing or controlling exchanges which furnish quotations on the stock market on certain commodities, or stocks and bonds; providing said act shall not apply to certain persons, firms, corporations, or associations of persons, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 7, A bill to be entitled "An Act imposing an occupation tax upon theatrical, dramatic and musical comedy shows, moving picture shows, opera houses, theatres, tents, air domes, and other such structures used for public entertainment operating for private profit; said tax to be collected from the owner, proprietor or operator of such places of entertainment; said tax to be collected from all shows, moving pictures and other public entertainments or exhibitions given for profit in cities, towns and villages; the amount to be graduated according to the population of said cities, towns and villages as described herein, imposing an annual tax according to said population of said cities, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

#### TWELFTH DAY.

(Friday, March 7, 1930.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called, and the following members were present:

Mr. Speaker.  
Acker.

Adkins.  
Albritton.